IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 389 OF 2004

SHRI ANANT L.BORKAR AND 2 ORS., ...Petitioners

Versus

SMT. MARIA AUGUSTA DINIZ LOURENCO AND 3 ORS., ...Respondents

Mr. M. S. Usgaokar, Senior Advocate with Mr.I.Agha, advocate for the petitioners.
Mr. E. Dias do Rosario, advocate for respondent nos.1 & 2.
Mr. S. D. Padiyar, advocate for respondent no.3.

Coram:- R. M. LODHA, J.

Date:- 19th August, 2005

P.C.

This Writ Petition has been filed by the petitioners aggrieved by the Order dated 21st May, 2004, whereby the learned trial Court rejected the petitioners' application for return of the plaint.

Order 43 Rule 1(a) of the Civil Procedure Code provides for an appeal against such order.

There being adequate and efficacious remedy of appeal against the impugned order, the Writ Petition does not deserve to be entertained and is rejected summarily.

R. M. LODHA, J.